

IN THE CLAIMS

This listing of claims will replace all prior versions, and listings, of claims in the application:

Listing of Claims:

1. (Currently Amended) A data carrier comprising a first area and a second area comprising a rewritable material, said first area being defined as a read-only area by type information recorded on said data carrier in an unerasable way in a type area which is different from said first area.

2. (Previously Presented) The data carrier as claimed in claim 1, wherein said first area and said second area are parts of a same layer of said data carrier.

3. (Previously Presented) The data carrier as claimed in claim 1, said data carrier comprising a central part, the first area

being nearer to said central part than the second area.

4. (Previously Presented) The data carrier as claimed in claim 1, said data carrier comprising a type area comprising said type information recorded by pits and lands.

5. (Previously Presented) The data carrier as claimed in claim 1, wherein said type information is recorded by a frequency modulated wobble.

6. (Previously Presented) The data carrier as claimed in claim 5, comprising a rewritable Compact Disc having a lead-in area, wherein said type information is encoded as Absolute Time In Pre-groove data in said lead-in area.

7. (Previously Presented) The data carrier as claimed in claim 5, wherein said type information is encoded as Permanent Information and Control data.

8. (New) The data carrier of claim 1, wherein the type information include location of the first area.

9. (New) The data carrier of claim 1, wherein the type information include type and location of the first area and the second area.

10. (New) The data carrier of claim 1, wherein an area of the data carrier having no associated type information in the type area comprises a rewritable area.

11. (New) The data carrier of claim 1, wherein content of the read-only area includes an advertisement.